

1 Hal Taylor, Esq.
1 Of Counsel, Olinsky Law Group
NV Bar No.: 4399
2 2551 West Lakeridge Shores
Reno, NV 89519
3 Telephone: 775-825-2223
Facsimile: 775-329-1113
4 Email: haltaylorlawyer@gbis.com

5 Attorney for Plaintiff, Patti Ann Hurt

6 **UNITED STATES DISTRICT COURT**

7 **DISTRICT OF NEVADA**

8
9 PATTI ANN HURT,)
10 Plaintiff,) Case No.: 3:20-cv-00481-CSD
11 v.)
12 KILOLO KIJAKAZI,) **STIPULATION FOR THE AWARD AND**
13 Acting Commissioner of Social Security,) **PAYMENT OF ATTORNEY FEES AND**
14 Defendant.) **EXPENSES PURSUANT TO THE EQUAL**
15) **ACCESS TO JUSTICE ACT, 28 U.S.C.**
16) **§ 2412(d)**
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1 IT IS HEREBY STIPULATED by and between the parties through their undersigned counsel,
2 subject to the approval of the Court, that Plaintiff Patti Ann Hurt be awarded attorney fees in the
3 amount of five thousand eight hundred ninety-six dollars and eighty cents (\$5,896.80) under the Equal
4 Access to Justice Act (EAJA), 28 U.S.C. § 2412(d), and no costs under 28 U.S.C. § 1920. This
5 amount represents compensation for all legal services rendered on behalf of Plaintiff by counsel in
6 connection with this civil action, in accordance with 28 U.S.C. §§ 1920; 2412(d).

7 After the Court issues an order for EAJA fees to Plaintiff, the government will consider the
8 matter of Plaintiff's assignment of EAJA fees to Olinsky Law Group. Pursuant to *Astrue v. Ratliff*,
9 560 U.S. 586, 598, 130 S.Ct. 2521, 177 L.Ed.2d 91 (2010), the ability to honor the assignment will
10 depend on whether the fees are subject to any offset allowed under the United States Department of
11 the Treasury's Offset Program. After the order for EAJA fees is entered, the government will
12 determine whether they are subject to any offset.

13 Fees shall be made payable to Plaintiff, but if the Department of the Treasury determines that
14 Plaintiff does not owe a federal debt, then the government shall cause the payment of fees and
15 expenses to be made directly to Olinsky Law Group, pursuant to the assignment executed by Plaintiff.
16 Any payments made shall be delivered to Olinsky Law Group, 250 South Clinton Street, Suite 210,
17 Syracuse, NY 13202 (EIN 26-2258247).

18 This stipulation constitutes a compromise settlement of Plaintiff's request for EAJA attorney
19 fees, and does not constitute an admission of liability on the part of Defendant under the EAJA or
20 otherwise. Payment of the agreed amount shall constitute a complete release from, and bar to, any and
21 all claims that Plaintiff and/or Olinsky Law Group and Hal Taylor may have relating to EAJA attorney
22 fees in connection with this action.

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This award is without prejudice to the rights of Hal Taylor and/or Olinsky Law Group to seek Social Security Act attorney fees under 42 U.S.C. § 406(b), subject to the savings clause provisions of the EAJA.

OF COUNSEL, OLINSKY LAW GROUP

/s/ Hal Taylor
HAL TAYLOR
Attorney for Plaintiff

CHRISTOPHER CHIOU
Acting United States Attorney
District of Nevada
Nevada Bar No. 14853

ALLISON J. CHEUNG, CSBN 244651
Special Assistant United States Attorney
160 Spear Street, Suite 800
San Francisco, California 94105
Telephone: (510) 970-4811
Facsimile: (415) 744-0134
(as authorized by email on May 3, 2022)
E-Mail: allison.cheung@ssa.gov

Attorneys for Defendant

IT IS SO ORDERED:

HON. CRAIG S. DENNEY
UNITED STATES MAGISTRATE JUDGE

DATED: May 4, 2022